

Announcement of the Building Control Committee

Regarding the application of the Ministerial Regulations on the Type or Size of Buildings and Standards, Criteria and Methods for Building Design for Energy Conservation B.E. 2563 to the control of buildings

According to the Building Control Act

B.E. 2565

The Ministry of Energy has issued a ministerial regulation specifying the types or sizes of buildings, standards, criteria and methods for designing buildings for energy conservation, B.E. 2563 and announced in the Government Gazette on November 12, 2563, by virtue of the power under Section 6, paragraph two, and Section 19 of the Energy Conservation Promotion Act B.E. 2535, which was amended by the Energy Conservation Promotion Act (No. 2) B.E. 2550, where Section 20 of the Energy Conservation Promotion Act B.E. 2535 stipulates that in issuing a ministerial regulation under Section 19, if the Building Control Committee under the Building Control Act has considered and approved the enforcement of the building control under the Building Control Act, The said law shall be deemed to have the same effect as the law issued under Section 8 of the Building Control Act B.E. 2522 as amended by the Building Control Act (No. 3) B.E. 2543. By virtue of the power under Section 18 (6) of the Building Control Act B.E. 2522 as amended by the Building Control Act (No. 3) B.E. 2543 and Section 20 of the Energy Conservation Promotion Act B.E. 2535, the Building Control Committee has considered and approved the said Ministerial Regulation and issued the following announcement:

The Cabinet has approved the said Ministerial Regulation and issued the following announcement:

Section 1 This announcement is called “Announcement of the Building Control Committee on the Application of the Ministerial Regulation Determining the Type or Size of Buildings and Standards, Criteria and Methods for Building Design for Energy Conservation B.E. 2563 to the Control of Buildings in Accordance with the Building Control Act B.E. 2565”

Section 2 This announcement shall come into force from the day following the date of its publication in the Government Gazette

Section 3 In this announcement,
“Ministerial Regulation” means the Ministerial Regulation Determining the Type or Size of Buildings and Standards, Criteria and Methods for Building Design for Energy Conservation B.E. 2563 issued in accordance with Section 6, Paragraph Two and Section 19 of the Energy

Conservation Promotion Act B.E. 2535 as amended by the Energy Conservation Promotion Act (No. 2) B.E. 2550

“Assessment” means the assessment of energy conservation values in building design
For energy conservation

“Assessor” means a person who performs assessment duties in designing, constructing or modifying buildings for energy conservation who has the qualifications as specified by the Ministerial Regulations, being a person who has received a license to practice as a controlled engineer or a person who has received a license to practice as a controlled architect and has been certified by the Department of Alternative Energy Development and Energy Conservation as a person who has completed training according to the curriculum specified by the Department of Alternative Energy Development and Energy Conservation.

Section 4 The Ministerial Regulation shall be deemed to have the same effect as the Ministerial Regulation issued under Section 8 of the Building Control Act B.E. 2522. In this regard, persons who intend to construct or modify a building according to the type and size specified in Sections 4 and 5 of the Ministerial Regulation shall design the building in accordance with the standards, criteria and methods of designing for energy conservation according to the Ministerial Regulation. Local officials shall have the authority and duty to supervise and ensure that the construction or modification of such building complies with the Ministerial Regulation.

Section 5 The building owner under Section 4 of the Ministerial Regulation shall have the duty to prepare a report of the results of the inspection and evaluation of the design, construction or modification of the building for energy conservation and to find a person who has the qualifications to conduct the inspection as specified in Section 14 of the Ministerial Regulation to certify the results of the inspection and evaluation of the design, construction or modification of the building for energy conservation, to be used in submitting an application for a permit or reporting the construction or modification of a building and requesting a certificate of construction or modification of a building in accordance with the Building Control Act.

In this regard, the inspection and evaluation report form prepared by the building owner and the certified form of the assessment result prepared by the assessor is a document that must be attached to the application for a permit or notification of building construction or alteration and the application for a certificate of building construction or alteration under the Building Control Act.

Section 6 The local officer shall examine the documents that must be attached according to Section 5, paragraph two, in the following steps:

- (1) Submitting an application for a permit or notification to the local officer and proceeding according to Section 39 bis
- (2) Applying for a certificate of building construction or alteration when the building

construction or alteration is completed in the case of a building of the type controlled for use

Section 7 The assessment result report form and the assessment result certification form according to Section 5, paragraph two, shall use the assessment result report form for building construction or alteration design for energy conservation (Op. 01) and the assessment result certification form for building construction or alteration design for energy conservation (Op. 02) as announced by the Ministry of Energy.

Section 8 Construction or modification of buildings for which a permit application has been submitted or notification has been made in accordance with the Building Control Act or specific laws on that matter, or for which an environmental impact assessment report or environmental impact assessment report has been submitted in accordance with the National Environmental Quality Promotion and Conservation Act prior to the effective date of this announcement shall be exempted from compliance with this announcement.

Announcement Date 27 December 2565

Pongrat Phiromrat

Director-General of the Department of Public Works and Town & Country Planning

Chairman of the Building Control Committee